

**REMARKS**

Upon review of the claims in this application, it has been recognized that claim 1 was not truly generic and that claim has now been amended to remedy that situation. The aspects of original claim 1 which have been removed in order to make that claim generic are now recited in claim 16. Dependent claims to the species shown in Figures 5 and 6 have also been added.

The objection to the drawings is respectfully traversed. It is respectfully pointed that the interconnection between the top and bottom members is shown in Figure 4. As stated on page 3, lines 13-14 of the application, distal ends 109, 110 of the elongated members 101, 102 are interconnected in any convenient fashion. The same figure also shows a post extending from the bottom member 102 to the top member 101. Figure 6 shows a thumb accepting depression 121. With respect to claim 8, the term "offset" was not totally appropriate and more accurately it should have been stated (and the claims have now been amended to state) that the cutting edges are at an angle to the central longitudinal axis of the members. This is shown in Figure 6 and can also be seen Figure 5.

In light of the foregoing, it is respectfully submitted that the objection to the drawings can be withdrawn.

Upon review of the drawings, it has been recognized that the lead line to post 117 in Figure 4 was incomplete, the post was not labeled in Figure 5, and a wrong numeral was used in Figure 6. Corrected drawings are being submitted for entry after approval of the Examiner.

The objection to the specification is respectfully traversed. The structure of the clipper in Figure 5 is clearly described. The top and bottom members are interconnected, albeit not at the distal end as in Figure 4, and there is a post extending from the top surface of the bottom member to above the top surface of the top member, albeit not through an opening in the top member as shown in Figure 4.

The rejection of claims 1 and 5-8 under 35 U.S.C. 112, first paragraph, based on the enabling requirement is respectfully traversed. It is apparent that this rejection was based on Figure 5 not being covered by the claims prior to the amendment in this paper but it is respectfully submitted that whether or not a particular embodiment is covered by the claims is not a proper basis for an enablement rejection. In any event, the claims have been revised as noted above.

The rejection of claims 1 and 5-8 under 35 U.S.C. 112, second paragraph, is respectfully traversed. Based on the text of the Office Action, it would appear that this rejection has relevance only to claim 5 after the foregoing amendment. As to claim 5, the rejection appears to be based on the statement that there is no indication in the specification that the bumpers can be used in the nail clipper of Figure 4. It is respectfully submitted, however, that the claim covers any nail clipper in which such a bumper is present, Whether one skilled in the art chooses to employ such a bumper in the embodiment of Figure 4 or in the embodiment of Figure 5 does not render the claim unclear.

Acknowledgment of the IDS filed June 24, 2005, and which crossed in the mail with the instant Office Action, is respectfully requested.

In light of the foregoing amendments and remarks, it is respectfully submitted that this application is now in condition to be allowed.

Dated: September 22, 2005

Respectfully submitted,

By Edward A. Meilman

Edward A. Meilman

Registration No.: 24,735

DICKSTEIN SHAPIRO MORIN &  
OSHINSKY LLP

1177 Avenue of the Americas  
41st Floor

New York, New York 10036-2714  
(212) 835-1400

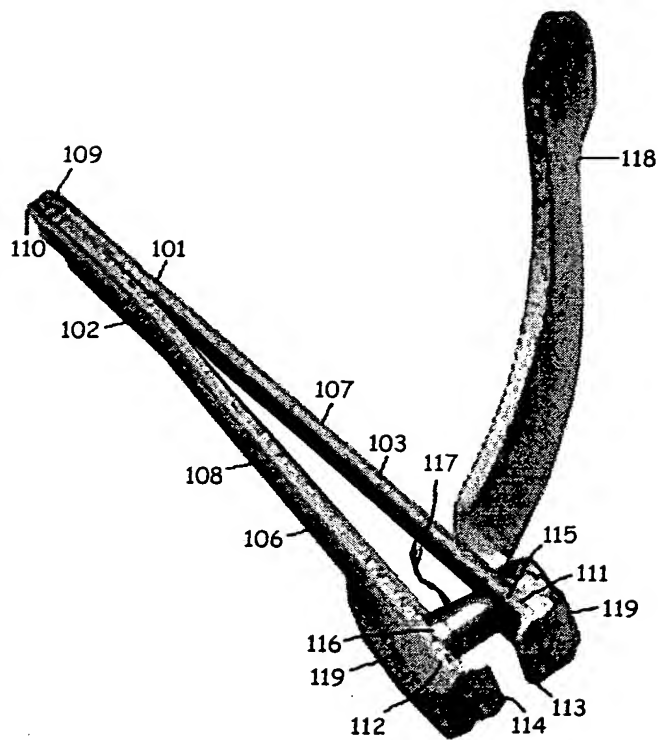
Attorney for Applicant

AMENDMENTS TO THE DRAWINGS

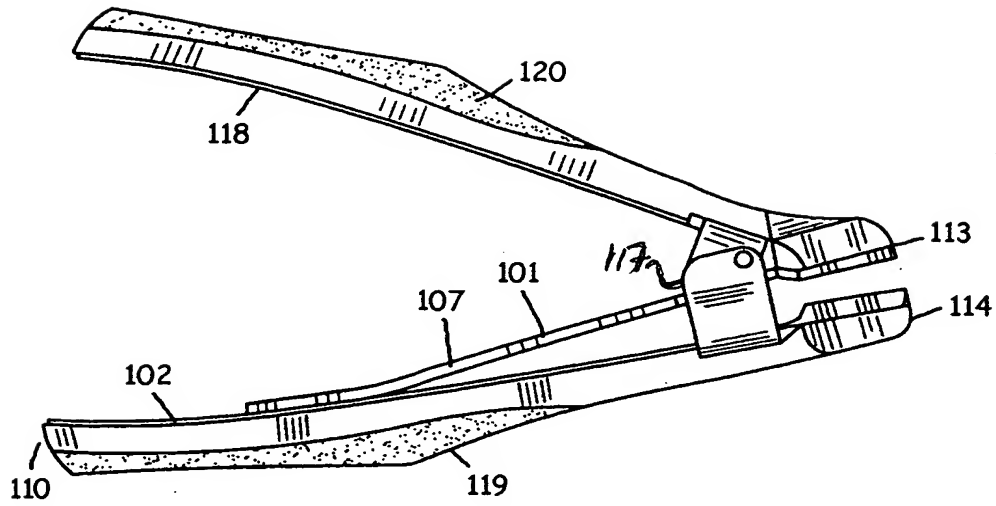
The attached sheets of drawings includes changes to Figures 4, 5 and 6.

Attachment: Replacement sheet

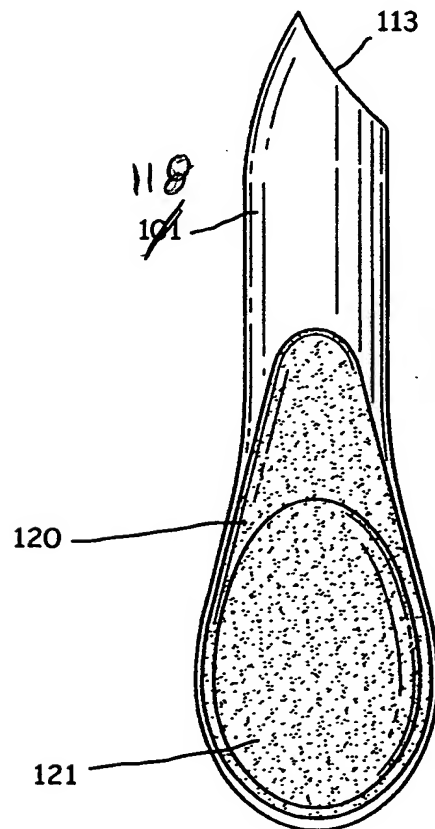
Annotated sheets showing changes



**FIG. 4**



**FIG. 5**



**FIG. 6**